526 Rec'd PCT/PTO 17 JUL 2001

N THE UNITED STATES PATENT AND TRADEM

REQUEST FOR FILING NATIONAL PHASE OF PCT APPLICATION UNDER 35 U.S. 371 AND 37 CFR 1.494 OR 1.495

/889409

To:

Hon. Commissioner of Patents Washington, D.C. 20231





TRANSMITTAL LETTER TO THE UNITED STATES Atty Dkt: P 0281576 /Z 70474/UST DESIGNATED/ELECTED OFFICE (DO/EO/US) M# /Client Ref. Pillsbury Winthrop LLP, IP Group: From: Date: July 17, 2001 This is a REQUEST for FILING a PCT/USA National Phase Application based on: 2. International Application International Filing Date Earliest Priority Date Claimed 1. PCT/GB00/00280 February February 1999 MONTH û country code Day Year Day MONTH Year (use item 2 if no earlier priority) 4. Measured from the earliest priority date in item 3, this PCT/USA National Phase Application Request is being filed within: ,2 - 17 A-(a) 20 months from above item 3 date (b) ⋈ 30 months from above item 3 date, Ū (c) Therefore, the due date (unextendable) is August 6, 2001 Ū Ü Title of Invention USE OF 3-HYDROXY-3-METHYLGLUTARYL COENZYM A REDUCTASE INHIBITORS FOR THE MANUFACTURE OF A MEDICAMENT FOR THE TREATMENT OF DIABETIC NEUROPATHY CAMERON, Norman Eugene et al Inventor(s) Applicant herewith submits the following under 35 U.S.C. 371 to effect filing: 7.1 Please immediately start national examination procedures (35 U.S.C. 371 (f)). N 8.TJ √ A copy of the International Application as filed (35 U.S.C. 371(c)(2)) is transmitted herewith (file if in English but, if in foreign language, file only if not transmitted to PTO by the International Bureau) including: πi a. Request; b. Abstract; c. 21 pgs. Spec. and Claims; sheet(s) Drawing which are informal formal of size A4 11" 9. ⋈ A copy of the International Application has been transmitted by the International Bureau. A translation of the International Application into English (35 U.S.C. 371(c)(2)) 10. is transmitted herewith including: (1) Request; (2) Abstract; (3)pgs. Spec. and Claims; (4)sheet(s) Drawing which are: informal formal of size A4 11" is not required, as the application was filed in English. b. is not herewith, but will be filed when required by the forthcoming PTO Missing Requirements C. Notice per Rule 494(c) if box 4(a) is X'd or Rule 495(c) if box 4(b) is X'd. d. Translation verification attached (not required now).

RĒ: U	SA Natio	09/889409 onal Phase Filing of PC //GB00/00280	JC17/Pec'd PCT/PTO	Page 2 of 4 1 7 JUL 200 1	
11.					
12.		Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)), i.e., <u>before 18th month</u> from first priority date above in item 3, are transmitted herewith (file only if in <u>English</u>) including:			
13.	\boxtimes	PCT Article 19 claim amendments (if any) have been transmitted by the International Bureau			
14.		Translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)), i.e., of claim amendments made before 18th month, is attached (required by 20th month from the date in item 3 if box 4(a) above is X'd, or 30th month if box 4(b) is X'd, or else amendments will be considered canceled).			
15.	A dec a. ☐ b. ⊠	b. is not herewith, but will be filed when required by the forthcoming PTO Missing Requirements Notice per Rule 494(c) if box 4(a) is X'd or Rule 495(c) if box 4(b) is X'd.			
16.	An International Search Report (ISR): a. Was prepared by ⊠ European Patent Office ☐ Japanese Patent Office ☐ Other b. ☑ has been transmitted by the international Bureau to PTO. c. ☑ copy herewith (1 pg(s).) ☑ plus Annex of family members (1 pg(s).).				
	International Preliminary Examination Report (IPER): a. ☑ has been transmitted (if this letter is filed after 28 months from date in item 3) in English by the International Bureau with Annexes (if any) in original language. b. ☑ copy herewith in English. c.1 ☐ IPER Annex(es) in original language ("Annexes" are amendments made to claims/spec/drawings during Examination) including attached amended: c.2 ☐ Specification/claim pages # claims # Dwg Sheets # Claims # Dwg Sheets # Crequired by 30 th month due date, or else annexed amendments will be considered canceled).			pec/drawings	
	Information Disclosure Statement including: a. ☑ Attached Form PTO-1449 listing documents b. ☐ Attached copies of documents listed on Form PTO-1449 c. ☑ A concise explanation of relevance of ISR references is given in the ISR.				
19 . TU	Assignment document and Cover Sheet for recording are attached. Please mail the recorded assignment document back to the person whose signature, name and address appear at the end of this letter.				
20.		Copy of Power to IA agent.			
21.		□ Drawings (complete only if 8d or 10a(4) not completed): sheet(s) per set: □ 1 set informal; □ Formal of size □ A4 □ 11"			
22. 22(a)	Small Entity Status				
23.	Priority is hereby claimed under 35 U.S.C. 119/365 based on the priority claim and the certified copy, both filed in the International Application during the international stage based on the filing in (country) GREAT BRITAIN of:				
(3)	<u>Ap</u> 990259	1.8 February 6, 1999 (2) 99025 (4)	94.2 Sept	Filing Date . 6, 1999	
(5) a. See Form PCT/IB/304 sent to US/DO with copy of priority documents. If copy has not been received, please proceed promptly to obtain same from the IB. b. Copy of Form PCT/IB/304 attached					

Attached: /2 copies of Form PCT/IB/306

24.



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Per Item 17.c2, cancel original pages # , claims # , Drawing Sheets # 25 Calculation of the U.S. National Fee (35 U.S.C. 371 (c)(1)) and other fees is as follows: 26. Based on amended claim(s) per above item(s) 12, 14, 17, 25 (hilite) **Total Effective Claims** minus 20 = x \$18/\$9 \$0 966/967 Independent Claims minus 3 = x \$80/\$40 \$0 964/965 If any proper (ignore improper) Multiple Dependent claim is present, add\$270/\$135 +0 968/969 BASIC NATIONAL FEE (37 CFR 1.492(a)(1)-(4)): $\rightarrow \rightarrow$ BASIC FEE REQUIRED, NOW $\rightarrow \rightarrow \rightarrow \rightarrow \rightarrow$ If country code letters in item 1 are not "US", "BR", "BR", "TT", "MX", "IL" "NZ", "IN" or "ZA" A. See item 16 re: Search Report was not prepared by EPO or JPO - - - - - - add\$1000/\$500 1. 960/961 Search Report was prepared by EPO or JPO -----add\$860/\$430 +860 970/971 "IN" or "ZA" SKIP B, C, D AND E UNLESS country code letters in item 1 are "US", "BR", "BB", "TT", "MX", "IL", B. If USPTO did not issue both International Search Report (X) (ISR) and (if box 4(b) above is X'd) the International add\$1000/\$500 960/961 +0 Examination Report (IPER), -----C. If USPTO issued ISR but not IPER (or box 4(a) above is (orie) (of) add\$710/\$355 +0 958/959 (these) If USPTO issued IPER but IPER Sec. V boxes not all 3 D. (boxes) add\$690/\$345 +0 956/957 Ѿ If international preliminary examination fee was paid to П E. 8 USPTO and Rules 492(a)(4) and 496(b) satisfied (IPER 962/963 Sec. V all 3 boxes YES for all claims), -----add \$100/\$50 +0 N SUBTOTAL = \$860 If Assignment box 19 above is X'd, add Assignment Recording fee of ----\$40 +0 (581)29. Attached is a check to cover the ------\$860 **TOTAL FEES** Our Deposit Account No. 03-3975 Our Order No. 009901 0281576 M# CHARGE STATEMENT: The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 and 492 (missing or insufficient fee only) now or hereafter relative to this application and the resulting Official document under Rule 20, or credit any overpayment, to our Account/Order Nos. shown above for which purpose a duplicate copy of this sheet is attached. This CHARGE STATEMENT does not authorize charge of the issue fee until/unless an issue fee transmittal form is filed Pillsbury Winthrop LEP Intellectual Property Group By Atty: Donald J. Bird Reg. No. 25323

NOTE: File in duplicate with 2 postcard receipts (PAT-103) & attachments.

Sig:

Atty/Sec: DJB/mhn

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